

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

December 6, 1962
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Palmer presiding.

Roll call:

Present: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Chief of Police

Invocation was brought by REV. CARRELL WEEDEN, Assistant Pastor, First Baptist Church.

MR. JOE K. WELLS proposed to the City Council that it designate December 18th as LEGISLATIVE APPRECIATION DAY on which day the legislative members, SENATOR CHARLES HERRING, REPRESENTATIVES PAT CAIN, DON CAVNESS, JACK RITTER, JR., and WILSON FOREMAN will be honored with a barbecue at 6:00 P.M. at the Municipal Auditorium. Councilman Armstrong offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the City of Austin and the County of Travis are fortunate to have five gentlemen of high calibre and good reputation representing the district in the Texas Legislature; and

WHEREAS, these legislators, Senator Charles Herring, Representative Pat Cain, Representative Don Cavness, Representative Jack Ritter, Jr., and Representative Wilson Foreman, have an exceptionally difficult task in looking after the welfare of the Capitol City of Texas; and

WHEREAS, those of the delegation who are veteran members have performed their duties with diligence and good judgment; and

WHEREAS, those who are freshmen to the delegation bring eagerness and great promise to this most important governmental position;

NOW, THEREFORE, be it resolved, by the people of the City of Austin, Travis County, Texas, speaking through their duly elected City Council, that December 18, 1962, be designated as "Legislative Appreciation Day" in the City of Austin; and

BE IT FURTHER RESOLVED, that the City Council urges all citizens of the City and County to use this day to express our appreciation and support of our legislative delegation and wish them success and Godspeed in their tasks.

The motion, seconded by Councilman Perry, carried by the following vote:
 Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
 Noes: None

MR. TRAY GARRISON, representing the Campus Chest at the University of Texas, stated a street dance was planned Friday between 5:00 P.M. and 8:00 P.M. and requested that PEARL STREET between 24th and 25th Streets be blocked. The Chief of Police gave his approval. Councilman White moved that the request be granted. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
 Noes: None

MR. A. D. MORGAN, spokesman for a group in the Margaret Riley School area, asked the Council to consider the possibility of a traffic signal at Koenig Lane and Chesterfield Avenue, as a serious traffic hazard exists which endangers the school children. He stated there was a curve in Koenig Lane which makes it difficult to see the crossing until it is reached; and that traffic in the morning was affected by the blinding sun. The City Manager stated the traffic count did not warrant an installation; however it was realized there existed a serious problem, and the City was aware of it, and that one of its patrolmen had been hit by a car at this intersection. He said under the same conditions, with the blinding sun at the early hour, a person would not be able to see the signal; and certainly something will have to be devised to help the situation. Councilman Perry suggested a blinking warning signal. The City Manager said that might be a help and one could be set on the curve where it could be seen. He stated some study of that would be made and a study to see just what can be done to make this a safer crossing. One of the group said there was a large storm sewer in the area, and asked if that could be enlarged where the children could use it, as there would be only a few days a year that it would be unusable. The Mayor stated the Council would check with the City Manager and Traffic Engineer to see if some type of a warning could be set up that would serve a better purpose than a traffic light, and that the group would be notified. Mr. Morgan asked that the principal, MR. HOWARD, be contacted.

MR. GAYNOR KENDALL, representing VUMORE CORPORATION, a community antenna system enterprise, appeared before the Council, making inquiry as to the type of hearing the Council had scheduled on December 13th--if it were a question of desirability of the system in Austin or if it were for the selection of some company to install such a system. He said his company would like to make a proposal before the Council. The Mayor stated this would be a public hearing to discuss the possibility of a cable TV for the City; and after hearing the pros

and cons the Council would set a time to receive proposals. Councilman Perry stated the Council was desirous of hearing from the people of Austin as to whether or not they want Cable TV in Austin, either by their appearance at the hearing or by letter prior to the hearing. MR. KENDALL stated if the Council desired to receive proposals, his company wanted an opportunity to submit one. He presented MR. CLAUDE FULGHAM, President of the Company, and MR. BOB CLARK, Vice President, both of Oklahoma City.

Councilman White moved that the Minutes of the Meeting of November 29th be amended regarding the paragraph concerning Community Antenna TV Systems, said paragraph to read as follows: "that the public hearing on the question of the desirability of having community antenna TV systems or Cable TV systems would be held, and that all who had previously expressed an interest or filed applications for providing such service be notified of the public hearing." The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Councilman Perry moved that the Minutes of November 29, 1962, be approved as corrected. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

MR. TOM BRADFELD appeared making inquiry about amendments to the subdivision ordinance that he understood would be before the Council. The City Manager said he had not had an opportunity to study these proposed amendments yet. Mr. Bradfield stated he saw nothing in these amendments which would be more restrictive or not permissive. The Mayor stated the Council had not had an opportunity to study these changes either, and he would like to have the City Manager's recommendation.

The City Manager submitted a Resolution concerning one-way street patterns on East 9th, East 10th, Trinity and San Jacinto Streets, stating the installation would not be made immediately. After discussion, Councilman White moved the adoption of the resolution as follows:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that the free flow and expeditious handling of traffic under conditions existing at the locations described below require that traffic upon such streets move only in a one-way direction, such locations and streets being described as follows:

<u>STREET</u>	<u>FROM-TO</u>	<u>DIRECTION OF ONE WAY MOVEMENT</u>
East Ninth Street	San Jacinto St. to Trinity Street	Eastbound
East Tenth Street	Trinity Street to San Jacinto Street	Westbound

Trinity Street	East First Street to San Jacinto Street (North of East 19th St.)	Northbound
San Jacinto Street	Trinity Street (North of East 19th Street) to East First Street	Southbound

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be and she is hereby authorized and directed to record this finding in Section 33.38 of the Traffic Register.

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instrument dated August 7, 1940, and recorded in Volume 655, Page 378 of the Deed Records of Travis County, Texas, Mrs. M. Ethel Stroman Martin and R. H. Martin, of Travis County, Texas, did grant to the City of Austin a certain blanket electric line easement across certain lands in the City of Austin, Travis County, Texas, which are more particularly described in said easement; and,

WHEREAS, the City of Austin has not used and does not propose to use said blanket easement with reference to the hereinafter described lot, tract or parcel of land; and,

WHEREAS, the plat of Highland Park West Section 5 granted more satisfactory electric and utility easements crossing the hereinafter described tract of land; and,

WHEREAS, the City Council of the City of Austin finds it to be in the public interest to vacate said blanket electric easement of record in Volume 655, Page 378, of the Deed Records of Travis County, Texas, insofar as same affects the hereinafter described tract of land, but without affecting any easement dedicated by the plat of Highland Park West Section 5; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized to execute a release of that easement recorded in Volume 655, Page 378, Deed Records of Travis County, Texas, insofar as it relates to the hereinafter described lot, reserving, however, all other easements which the City of Austin owns across said lot, which is more particularly described as follows, to-wit:

All of Lot No. One (1), in Block "D" of HIGHLAND PARK WEST, SECTION FIVE, an addition to the City of Austin,

Travis County, Texas, according to the map or plat of said addition of record in Book 7, Page 177, of the Plat Records of Travis County, Texas, SAVE AND EXCEPT, HOWEVER, a small triangular strip out of the southwest corner described as follows:

BEGINNING at an iron stake at the southwest corner of said Lot No. 1;

THENCE North $31^{\circ} 06'$ East 10 feet to an iron stake;

THENCE South $62^{\circ} 41'$ East 108.76 feet to an iron stake for southeast corner of said Lot No. 1;

THENCE along the south line of said Lot No. 1 to the place of beginning.

The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

Mayor Palmer introduced the following ordinance:

AN ORDINANCE DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF PORTIONS OF CERTAIN STREETS IN THE CITY OF AUSTIN, APPROVING PLANS AND SPECIFICATIONS FOR SUCH WORK, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS, DIRECTING THE PREPARATION OF ESTIMATES, INVOKING THE ALTERNATE PROCEDURE PROVIDED BY ARTICLE I, SECTION 5 OF THE CHARTER OF THE CITY OF AUSTIN AND CHAPTER 106 OF THE ACTS OF THE FIRST CALLED SESSION OF THE 40TH LEGISLATURE OF TEXAS, DETERMINING THAT THE COST OF SUCH IMPROVEMENTS SHALL BE PAID BY THE CITY OF AUSTIN, PROVIDING A METHOD OF REIMBURSING THE CITY OF AUSTIN FOR A PORTION OF SUCH COSTS BY ASSESSMENT OF A PORTION OF SUCH COSTS AGAINST THE PROPERTY ABUTTING SUCH STREETS OR PORTIONS THEREOF TO BE IMPROVED, AND FOR THE FIXING OF A LIEN TO SECURE PAYMENT OF SUCH ASSESSMENTS, STATING THE TIME AND MANNER PROPOSED FOR PAYMENT OF ALL SUCH COSTS, DIRECTING THE CITY CLERK TO CAUSE A NOTICE OF THE ENACTMENT OF THIS ORDINANCE TO BE FILED IN THE MORTGAGE OR DEED OR TRUST RECORDS OF TRAVIS COUNTY, TEXAS, AND DECLARING AN EMERGENCY. (Alpine Road and sundry other streets)

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer

Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Armstrong introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY, SAME BEING OUT OF AND A PART OF THE SANTIAGO DEL VALLE 10 LEAGUE GRANT AND THE ISAAC DECKER LEAGUE, IN TRAVIS COUNTY, TEXAS; WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.
(Travis County Water Control and Improvement District No. 4)

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The ordinance was read the first time and Councilman Armstrong moved that the ordinance be passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to convey to the State of Texas, the hereinafter described tract of land condemned of Wade Roach, et al;

Such conveyance to be for and in consideration of the payment by the State of Texas of one-half (1/2) of the cost of condemnation of such tract in accordance with the terms of that certain contract entered into by and between the City of Austin and the State of Texas on the 31st day of December, 1959

for the acquisition of right-of-way for U. S. Highway No. 183 in the Montopolis Bridge area, in the City of Austin; said tract of land being more particularly described as follows:

0.5238 of one acre of land, same being out of and a part of that certain tract of land out of the J. C. Tannehill League in the City of Austin, Travis County, Texas, which was conveyed to Wade Roach and George Roach by Warranty Deed dated April 22, 1954 of record in Volume 1449 at Page 125 of the Deed Records of Travis County, Texas, said 0.5238 of one acre of land being more particularly described by metes and bounds as follows:

BEGINNING at an iron stake at the southwest corner of the herein described tract of land, same being the point of intersection of the west line as fenced of the said Roach tract of land with the proposed right of way line of State Highway No. 71, and from which point of beginning an iron stake at the southwest corner of the said Roach tract of land bears S 22° 02' W 247.84 feet;

THENCE, with the west line as fenced of the said Roach tract of land, same being the west line of the herein described tract of land N 22° 02' E 50.00 feet to an iron stake at the northwest corner as fenced of the said Roach tract of land, same being the northwest corner of the herein described tract of land;

THENCE, with the north line of the herein described tract of land, same being the north line of the said Roach tract of land as described in the aforementioned deed of record in Volume 1449 at page 125 of the Deed Records of Travis County, Texas, with the following three (3) courses:

- (1) S 82° 33' E 123.46 feet to a point;
- (2) S 82° 50' E 14.02 feet to a point;
- (3) S 78° 15' E 96.97 feet to an iron stake at the northeast corner of the herein described tract of land;

THENCE, with the east line of the herein described tract of land, S 22° 00' W 206.80 feet to an iron stake at the southeast corner of the herein described tract of land, same being on the proposed south right of way line of State Highway No. 71, and from which iron stake another iron stake at the southeast corner of the said Roach tract of land bears S 22° 00' W 130.15 feet;

THENCE, with the south line of the herein described tract of land, same being the proposed south line of State Highway No. 71, with the following two (2) courses:

- (1) N 18° 21' W 139.27 feet to an iron stake;
- (2) N 68° 31' W 138.33 feet to the point of beginning.

The motion, seconded by Councilman Shanks, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The City Manager submitted the following:

"December 3, 1962

"W. T. Williams, Jr.
City Manager
Austin, Texas

"Dear Mr. Williams:

"Sealed bids were received until 11:00 A.M., Friday, November 30, 1962 at the Office of the Director of the Water and Sewer Department for the installation of approximately 1,100 feet of 12-inch, 20 feet of 8-inch, 20 feet of 6-inch, and 45 feet of 2-inch of cast iron water mains and appurtenances in South 3rd Street from West Monroe Street to West Mary, in South Austin. The bids were publicly opened and read in the Second Floor Conference Room of the Municipal Building.

"The following is a tabulation of bids received:

<u>"Firm</u>	<u>Amount</u>	<u>Working Days</u>
Fairey-Simons	\$ 9,476.25	35
Walter Schmidt	9,598.25	30
Austin Engineering Company	9,771.00	30
Bland Construction Company	10,752.00	40
H & M Construction Company	11,565.00	20
Karl Wagner	11,996.75	35

"It is recommended that the contract be awarded to Fairey-Simons on their low bid of \$9,476.25 with 35 working days.

"Yours truly,
s/ Victor R. Schmidt, Jr.,
Superintendent Sanitary Sewer Division
s/ Albert R. Davis,
Director Water and Sewer Department"

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 30, 1962, for the installation of approximately 1,100 feet of 20-inch, 20 feet of 8-inch, 20 feet of 6-inch, and 45 feet of 2-inch cast iron water mains and appurtenances in South 3rd Street from West Monroe Street to West Mary Street, in South Austin; and,

WHEREAS, the bid of Fairey-Simons, in the sum of \$9,476.25, was the lowest bid therefor, and the acceptance of such bid has been recommended by the Director of the Water and Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Fairey-Simons, in the sum of \$9,476.25, be and the same is hereby accepted, and that W. T. Willisma, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute a contract, on behalf of the City, with Fairey-Simons.

The motion, seconded by Councilman White, carried by the following vote:
 Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
 Noes: None

The City Manager submitted the following:

"November 28, 1962

"MEMORANDUM TO: Mr. W. T. Williams, Jr.
 City Manager

"FROM: A. H. Ullrich

"SUBJECT: Tabulation and Evaluation of bids received on pumping units for the Williamson Creek Sewage Lift Station. The bids were received in the office of the Purchasing Agent at 10:00 A.M. on Thursday, November 15, 1962.

"BID TABULATION AND EVALUATION:

	A.M. Lockett & Co. LTD	Yeomans Brothers	De Laval Turbine, Inc.	Allis- Chalmers
Item No. 1				
800 GPM Pumping Unit				
Bid Price	<u>\$2,251.00</u>	\$3,041.00	\$4,587.00	No Bid
Guaranteed Overall				
Efficiency	57.3%	57.3%	62.65%	
Evaluated Price	\$2,929.00	\$3,719.00	\$4,587.00	
Shipment, Days	115	120	150	
Item No. 2				
800 GPM Pumping Unit				
Bid Price	<u>\$2,251.00</u>	\$3,041.00	\$4,587.00	No Bid
Guaranteed Overall				
Efficiency	57.3%	57.3%	62.65%	
Evaluated Price	\$2,929.00	\$3,719.00	\$4,587.00	
Shipment, Days	115	120	150	
Item No. 3				
1600 GPM Pumping Unit				
Bid Price	<u>\$2,778.00</u>	\$4,637.00	\$6,554.00	No Bid
Guaranteed Overall				
Efficiency	65.6%	62.5%	66.43%	
Evaluated Price	\$2,960.00	\$5,547.00	\$6,554.00	
Shipment, Days	115	120	150	

"Item No. 4

2400 GPM Pumping Unit

Bid Price	<u>\$3,557.00</u>	\$5,312.00	\$11,000.00	No Bid
Guaranteed Overall Efficiency	69.0%	66.9%	67.5%	
Shipment, Days	115	120	150	

"Item No. 5

2 - Sump Pumps

Bid Price	\$2,866.00	<u>\$1,533.00</u>	No Bid	No Bid
Guaranteed Overall Efficiency	42.0%	60.0%		

"Note: A. M. Lockett & Co. LTD bid on Worthington Pumps.
Yeomans Brothers Co. bid on Yeomans Pumps.
De Laval Turbine Inc. bid on De Laval Pumps.

Allis-Chalmers advised that they are redesigning their vertical Sewage pumps and for that reason were unable to bid.

"COMPARISON OF BID AND EVALUATED PRICES:

Price evaluations were made on the basis of bid prices and the overall efficiencies guaranteed by the bidders.

A. M. Lockett & Co. LTD submitted the lowest bid and also the lowest evaluated prices for Items 1, 2, 3 and 4.

Yeomans Brothers Co. submitted the lowest price for Item No. 5.

All bids received are on equipment meeting our specifications.

"RECOMMENDATIONS:

It is my recommendation that the A. M. Lockett & Co. LTD low bids for Items 1, 2, 3 and 4, as tabulated below, be accepted:

Item No. 1, 800 GPM Pumping Unit - \$2,251.00.
Item No. 2, 800 GPM Pumping Unit - \$2,251.00.
Item No. 3; 1600 GPM Pumping Unit - \$2,778.00.
Item No. 4, 2400 GPM Pumping Unit - \$3,557.00.

It is also my recommendation that the Yeomans Brothers Co. low bid, in the amount of \$1,533.00, for Item No. 5, two (2) 125 GPM Sump Pumps, be accepted.

"Respectfully submitted,
s/ A. H. Ullrich"

Councilman Shanks offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on November 15, 1962, for the furnishing of pumping units for the Williamson Creek Sewage Lift Station; and,

WHEREAS, the bids of A. M. Lockett & Co. LTD, in the sum of \$2,251.00 for Item No. 1 - 800 GPM Pumping Unit; in the sum of \$2,251.00 for Item No. 2 - 800 GPM Pumping Unit; in the sum of \$2,778.00 for Item No. 3 - 1600 GPM Pumping Unit, and in the sum of \$3,557.00 for Item No. 4, were the lowest and best bids therefor; and,

WHEREAS, the bid of Yeomans Brothers Co., in the sum of \$1,533.00 for Item No. 5 - two (2) 125 GPM Sump Pumps, was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the Superintendent of the Filter Plants of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of A. M. Lockett & Co. LTD, in the sum of \$2,251.00 for Item No. 1, in the sum of \$2,251.00 for Item No. 2, in the sum of \$2,778.00 for Item No. 3, and in the sum of \$3,557.00 for Item No. 4; and the bid of Yeomans Brothers Co., in the sum of \$1,533.00 for Item No. 5, be and the same are hereby accepted, and that W. T. Williams, Jr., City Manager of the City of Austin, be and he is hereby authorized to execute contracts, on behalf of the City, with said companies.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Council had before it the bids for houses located at 4402 Springdale Road and 4404 Springdale Road, as follows:

"December 5, 1962

T A B U L A T I O N O F B I D S
Sale of Houses
Bids Opened December 5, 1962

	4402 SPRINGDALE ROAD -- Improvements only. One story wood frame house. Stucco exterior of approx- imately 1088 S.F.	4404 SPRINGDALE ROAD -- Improvements only. One Story wood frame house. Asbestos siding exterior of approximately 1088 S.F.
M. J. Kouri C.C. \$220.00	\$667.00	<u>\$1,533.00</u>
J. D. Burnham C.C. \$25.56		\$ 511.00
M. Rios, Sr. C.C. \$45.00		\$ 900.00
H. E. Stanley M.O. \$58.60	\$236.00	\$ 933.00

L. Snyder		
C.C. \$35.00		
C.C. \$90.00	<u>\$1,767.87</u>	\$ 678.68
R. E. Barnett		
M.O. \$25.85		\$ 517.00
E. A. Bradford		
M.O. \$110.30	\$1,038.00	\$1,168.00
Dorothy Williams		
Cash \$61.00		\$1,220.00

"Note: Mr. Snyder told Mr. Beckham, after all bids had been opened, that he intended to bid \$1,767.87 for the house at 4404 Springdale Road and \$678.68 for the house at 4402 Springdale Road.

Mr. Bradford, who was at the bid opening, also indicated that Mr. Snyder had told him, before the bid opening, that he had bid \$1,767.87 for the house at 4404 Springdale Road.

Amount underlined represents high bidder."

It was pointed out the high bidder had indicated he had made a mistake and reversed his bids, and the higher bid was intended for 4404 Springdale instead of 4402. The City Attorney stated the high bidder on 4404 Springdale had been contacted to see if it would be satisfactory to him if Mr. Snyder were awarded the contract, and Mr. Kouri said it would not be satisfactory to him. It was explained there was time limit for removing the houses. Councilman Shanks suggested the bids be readvertised. Later in the meeting, after detailed discussion, Councilman Shanks moved to award the house at 4404 Springdale Road to M. J. KOURI, high bidder at \$1,533.00. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

Councilman Shanks moved that Mr. L. Snyder be allowed to withdraw his bid on the improvements located at 4402 Springdale Road, the bid being \$1,767.68, and the bid to be withdrawn without penalty; and then the award be made on the said property to MR. E. A. BRADFORD, whose bid was \$1,038.00. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, Shanks, White, Mayor Palmer
Noes: Councilman Armstrong

The Mayor announced that the following zoning applications had been withdrawn:

FAIRWAY ENTERPRISES	1406-1514 Riverside Drive	From "B" Residence
By Parker C. Folse, Jr.	Additional Area	1st Height & Area
	1410 and 1504 Riverside Drive	To "B" Residence
		2nd Height & Area

E. E. NAUMANN	1170-1176 Comal Street 1406-1412 Hackberry Street	From "A" Residence 1st Height & Area To "B" Residence 2nd Height & Area
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Pursuant to published notice thereof the following zoning applications were publicly heard:

MABLE C. BAKER	1708 (1718) So. 1st Street 600 West Annie Street	From "C" Commercial To "C-1" Commercial RECOMMENDED by the Planning Commission
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No opposition appeared. Councilman Shanks moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "C-1" Commercial and the City Attorney was instructed to draw the necessary ordinance to cover.

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CITADEL TRANSMISSION COMPANY, By Wallace A. McELEAN	1150-1156 Jain Lane	From "A" Residence and Interim "A" Residence 1st Height & Area To "D" Industrial 6th Height & Area RECOMMENDED by the Planning Commission
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No opposition appeared. Councilman Perry moved that the change to "D" Industrial 6th Height and Area be granted. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "D" Industrial 6th Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

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CITY PLANNING
COMMISSIONArea bounded by West 29th,
West 34th St., Lamar Blvd.
and Guadalupe StreetFrom "A" Residence
To "BB" Residence
RECOMMENDED by the
Planning Commission

Including

LINDEN JONES
By Richard Baker3113-3117 West Avenue
709-715 W. 32nd StreetFrom "A" Residence
To "BB" Residence
(As amended)
RECOMMENDED by the
Planning Commission

The Planning Director gave a resumé of the area and of the changing conditions, and stated after considerable study, the Planning Commission found that "BB" Residence 1st Height and Area was the most suitable zoning for the area. He pointed out development would be slow. This classification was recommended in the Master Plan. MR. A. W. PENN, representing himself and a large group of home owners, opposed the change that would affect a great number of University professors who had built the area up and maintained it. He pointed out the streets were not designed to take care of the type of parking that would result from this development. DR. G. SMITH, Director of Law Science Institute expressed opposition against apartment development, as the area was not a degraded area, and that apartments are not as desirable as some might think. A law student who manages Windsor Oaks and River Oaks Apartments expressed opposition, pointing out many disadvantages to an area by the development of the multi-unit apartments; that those paying \$200 monthly had to walk two blocks from their parked cars to their apartment; that tenants were coming and leaving at all hours of the night; and that there were more parties in the big apartment houses than in smaller ones. MR. THEO BELLMONT, representing himself and the Heritage Society opposed the change, stating his protest was on the interior of the area rather than on the boundary street; and if it were changed for multi-apartments, it is the beginning of the end of this neighborhood for these University professors. MRS. C. T. GRAY opposed the change that would permit multi-unit apartments as they are not popular with the tenants or the neighbors. MRS. LEON DOWN believed the off-street parking requirements would be inadequate in this area, and suggested that 2½ parking spaces should be required. She inquired if easements would be required from those properties on which apartments would be made to widen the street to provide for parking. She asked that the zoning of the area be postponed until after the zoning study now under way is completed. MR. LEO HUGHES asked the Planners of Austin to have more vision, and to keep Austin the unique city that it is by intelligent planning. MR. PENN filed a petition signed by 90% of the property owners, protesting the change, and stating this was a general petition showing the wishes of the people. MRS. CLICK, 3202 West Avenue, opposed the change; also Mr. C. T. Johnson, who asked a five year waiting period before the change were granted. Opposition was added by MRS. A. W. PENN and J. L. WALL. MRS. JOHN BARROW spoke regarding the Planning Commission's recommendation and regarding the Austin Development Plan as defined by Mr. Leo Hughes. Mrs. Barrow represented the Friends Meeting of Austin, and stated the zoning to limited apartments would not affect this organization, and stated this apartment development would cover a five to fifteen year period.

MR. RICHARD BAKER, representing MR. LINDEN JONES in his application at 3113-3117 West Avenue and 709-715 West 32nd, stated Mr. Jones would construct 16 apartment units on this property, and the plans showed from two to three off-street parking spaces per unit. This application had been filed eight months ago, and considerable study had been made, and the "BB" zoning complies with the

requirements of the Master Plan, streets, utilities, uses and density. He stated this area was changing. Mrs. Donn opposed this individual application, and asked that action on this be postponed also. The Director of Planning pointed out most of the tracts of land in the area were small, and it would be hard for one to acquire enough tracts on which to build a 50 unit apartment, and the type of apartment development would be of small scale. Mayor Palmer pointed out the advantages of these area studies. After discussion, Councilman Shanks moved that the change to "BB" Residence be granted, as recommended by the Planning Commission. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Perry, Shanks, White, Mayor Palmer
 Noes: Councilman Armstrong

Councilman Armstrong voting against the change, stating if there were not these distinguished professors in the University, it would be hard to attract so many students; and that all were proud of the University and of the faculty, and there were surroundings that attracted good faculty members, who prefer to reside in Austin than to live elsewhere at a higher income. Councilman Perry stated he agreed with Councilman Armstrong that the University was very important and that the Council had worked with the University and cooperated in a good manner, and he regretted the necessity for having to decide between the Master Plan and the wishes of these people. The Mayor stated this zoning was the most restrictive type of zoning, and that the development would be slow.

The Mayor announced that the change had been granted to "BB" Residence and the City Attorney was instructed to draw the necessary ordinance to cover.

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ROGAN B. GILES	4401-4419 Airport Blvd. 4400-4402 Parkwood Road & 1201-1307 Fernwood Road	From "A" Residence To "B" Residence (as amended) RECOMMENDED by the Planning Commission
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MR. GILES represented himself, stating the Restaurant planned on the Commercial area had been changed to be constructed on Riverside Drive, and the request was to change the remaining part of the tract to "B" Residence 1st Height and Area to permit multiple unit apartments on all of the tract including the area zoned "C" Commercial. Under this arrangement 90 apartments could be constructed, but the contractor plans not more than 84 units. He stated once the apartment units are constructed, it would be possible to roll back the "C" Commercial property to a more restrictive classification. MR. EARL DEATHE stated the plans called for 78 units on the 2.7 acres, but now it seems that 84 or 90 units are to be constructed. MR. GUS HOLLOWAY did not object to apartments being built on the tract, but he was concerned about ingress and egress in that all of the traffic would be thrown on Fernwood, a 30' street. The plans he saw provided for off street parking along the south side of Fernwood. It had been his understanding the parking would be provided in the center in a court, but now it seems it is provided on the Fernwood side, and the eight homes on Fernwood Road would be facing a gigantic parking area and garbage center. He suggested ingress to the area from Airport Boulevard. Mr. O. G. Brown favored the zoning change, but asked that more parking spaces be required and that they be on the

interior of the area. MR. DEAN WHIFFEN was interested in the architecture of the buildings in that they would not back up on Fernwood, and that there would be a court arrangement for the parking. He asked for a traffic flow study since the only access into Airport Boulevard is at Fernwood and Parkwood. The Mayor stated if parking problems developed on Fernwood, parking could be restricted. Mr. Glen Garner, representing Mr. Earl Jackson, was present to discuss the construction. Mr. Giles filed a statement that the number of units would be limited to a maximum of 90. After discussion, Councilman White moved that the change to "B" Residence be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "B" Residence and the City Attorney was instructed to draw the necessary ordinance to cover.

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RAYMOND CAMPI	1136-1138 (1118) West 6th Street	From "C" Commercial To "C-1" Commercial RECOMMENDED by the Planning Commission
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Mr. Campi represented himself stating his office was next door, and he had an opportunity to rent to someone who wanted to put in a restaurant and wants to sell beer. Opposition was expressed by MRS. MAX WILDER and MISS LUCILLE MORLEY and two others stating that traffic is already congested in the area. After discussion, Councilman White moved that the change to "C-1" Commercial be granted. The motion, seconded by Councilman Shanks, carried by the following vote:

Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
Noes: Councilman Perry

The Mayor announced that the change to "C-1" Commercial had been granted and the City Attorney was instructed to draw the necessary ordinance to cover.

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SOUTHTEX LAND SALES, INC., By Frank E. Ewin, Jr.	1113-1123 Lavaca Street 201-211 West 12th Street 1112-1122 Colorado Street	From "C" Commercial 3rd Height & Area To "C" Commercial 4th Height & Area (As amended) RECOMMENDED by the Planning Commission
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MR. MARTIN KERMACY stated this huge development would result in a chaos which future generations will have to work with. He suggested a serious study of all property and this kind of development in this area and that the City and State Planning Commissions cooperate in studying this area. He stated this development would ruin the sky line, and asked that action be postponed until such time as the study could be made. The Mayor pointed out the State was asked to

participate in the cost of the Plan because the Capitol Area was a large part of the plan. At this moment, it was his understanding, that this area was not included in the present overall development plan of the Capitol Campus. MR. DAVID BARROW reviewed the considerations of the Planning Commission and said to preserve a clear view of the Capitol would be impractical and impossible to accomplish. He stated the Commission realized the State could still acquire this property and prevent the construction of the building. MR. RANDY HAYNES, real estate agent, was not in favor of limiting the heights of any buildings, and this will help down-town Austin. After discussion, Councilman Armstrong moved that the change to "C" Commercial 4th Height and Area be granted. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been granted to "C" Commercial 4th Height and Area and the City Attorney was instructed to draw the necessary ordinance to cover.

JOHN SANCHEZ	2011 Holly Street	From "A" Residence To "LR" Local Retail NOT Recommended by the Planning Commission
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Councilman Perry moved that the change to "LR" Local Retail be denied. The motion, seconded by Councilman Armstrong, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

The Mayor announced that the change had been DENIED.

JAMES D. CONNOLLY	1006-1012 Grove Boulevard	From Interim "A" Residence and Interim 1st Height & Area To "B" Residence 1st Height & Area NOT Recommended by the Planning Commission
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At the request of Mr. Connolly who wanted to work further with the Planning Commission and Country Club to work out something, Councilman Shanks moved that the application be postponed. The motion, seconded by Councilman Perry, carried by the following vote:

Ayes: Councilmen Armstrong, Perry, Shanks, White, Mayor Palmer
Noes: None

MARY FREEMAN	1000-08 West Lynn Street	From "C" Commercial
By Arthur E. Pihlgren	1600-1608 West 10th Street	To "C-1" Commercial
		RECOMMENDED by the Planning Commission

Mr. Pihlgren stated Mr. John Joseph had a contract to purchase the property for a 7-Eleven Store, and asked that the property be "C-1" Commercial to permit the sale of beer for off premise consumption. MR. FISHER A. TYLER represented Mrs. Jess Ezeil in opposition stating this would introduce the sale of beer and wine into this neighborhood; that West Lynn is barely 50' wide and West 10th is less than 29' wide, and there would be a bad traffic hazard at that corner. MR. JOE DACY has a store fronting on West Lynn across from this property; and if this change is granted, Mr. Dacy will have to ask for a similar change on his property. He asked that since this would create a traffic hazard, that since it would be an entering wedge in the area; and since the school was just a block away, that the application be denied. MR. DACY stated he would have to have the same zone to satisfy his grocer in competition. Opposition was expressed by LENA HOLLINS who stated traffic would be increased by the sale of beer, and there are disturbances on the corner now and these will increase by the teen-agers' buying beer and wine from the drive in; that the people in Clarksville would have to sell out, and they would then lose their pensions, and there would be nothing to help them until Urban Renewal came in the area. She inquired about the widening of the street, and Mr. Pihlgren stated Mr. Joseph had agreed to give five feet on West Lynn, and as far as West 10th was concerned, there was very little traffic. MR. FANCHER ARCHER stated the sale of beer in this area would be detrimental to the community traffic-wise and other wise. REV. DAVIS filed a petition signed by business men in opposition to this zoning. The Council deferred action until it could make a personal inspection of the area.

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GILBRETH & MILBURN	3303-3315 South 1st	From "A" Residence
By Marvin Turner	Street	To "C" Commercial
Engineers		NOT Recommended by the Planning Commission
		RECOMMENDED "IR" Local Retail

MR. GILBRETH represented the applicants stating they proposed apartment houses on these two tracts of land. The Director of Planning stated the major consideration was density. Mr. Gilbreth stated it may not be the best to finish out this residential area as residential, with a 90' right-of-way street coming through. He stated it would not be possible to build over 50 units. Second Height and Area would enable them to build 76 units; and if the project can be elevated, the parking would be taken care of. If they could not get commercial, they would take "IR" Local Retail 2nd Height and Area. Discussion of the location of Barton Skyway was held and also as to the final plat of the subdivision. Mr. Gilbreth stated he wanted either "C" Commercial or "IR" Local Retail 2nd Height and Area, since this 90' right-of-way will take quite a bit of land. The Council wanted to make a personal inspection of the area, and action was deferred.

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HOWARD ONSTOT, et al	200-206, 302-304 & 308-312	From "A" Residence 1st
By C.T. Uselton and	West 38th Street	Height & Area
Richard Baker	3801-3809 Avenue B	To "B" Residence 2nd
	201-311 West 38 $\frac{1}{2}$ Street	Height & Area
	Additional Area	NOT Recommended by the
	300 & 306 West 38th Street	Planning Commission

The Council had a report from the Planning Commission. The Director of Planning stated the Commission reaffirmed its former action and did not recommend this zoning change, based on the view that 38th Street has inadequate right-of-way for the present traffic, for a thoroughfare and for future traffic, and the cost of widening this section between Speedway and Guadalupe was estimated to be over \$15,000. The density is related to street capacity. Councilman White asked why this thoroughfare could not be taken care of now. It was brought out it would take \$50 million to do the widening and thoroughfare work planned. MR. RICHARD BAKER representing Mr. Onstot and Mr. Uselton, pointed out the various zoning uses in the neighborhood, and stated these particular lots were 276' in depth. He said the right-of-way for a 44' street was there, and would conform to the 44' bridge across Shoal Creek. Also a number of people were willing to donate 15' additional right-of-way, although some could not. These owners can not do anything to get the street widened--it is a matter of economy of the part of the City; and when the City comes through with the street widening, it will be part of the property owners' expense. After discussion, Councilman Shanks moved to grant "B" Residence 2nd Height and Area on the following addresses:

208 West 38th Street	302 West 38th Street
204 West 38th Street	304 West 38th Street
210 West 38th Street	312 West 38th Street

The motion, seconded by Councilman White, carried by the following vote:
 Ayes: Councilmen Armstrong, Shanks, White, Mayor Palmer
 Noes: None
 Not in Council Room when the roll was called: Councilman Perry

The Mayor announced that the change had been granted to "B" Residence 2nd Height and Area on the above addresses and the City Attorney was instructed to draw the necessary ordinance to cover.

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The Mayor announced an invitation of the Rotary Club of Austin to the City Council to be its guest at the Rotary Club of Austin Luncheon December 11th. Vice President LYNDON JOHNSON will be the guest speaker.

The Mayor, with the Council's endorsement, designated DECEMBER 12th as PRICE DANIEL DAY.